

~~FOR REPRIMAND OR PROBATION OF THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE OR SUSPENSION OR REVOCATION OF THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE'S LICENSE UNDER § 8-316 OF THIS TITLE BECAUSE THE LICENSEE IS ALCOHOL IMPAIRED OR DRUG IMPAIRED, THE NURSING STAFF AGENCY IS NOT REQUIRED TO REPORT THE LICENSEE TO THE BOARD IF:~~

~~(I) THE NURSING STAFF AGENCY KNOWS THAT THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE BEING PROVIDED OR REFERRED BY THAT NURSING STAFF AGENCY IS IN AN ALCOHOL OR DRUG TREATMENT PROGRAM THAT IS ACCREDITED BY THE JOINT COMMISSION ON THE ACCREDITATION OF HOSPITALS, IS CERTIFIED BY THE DEPARTMENT, OR IS UNDER THE CARE OF A HEALTH CARE PRACTITIONER WHO IS COMPETENT AND CAPABLE OF DEALING WITH THE ALCOHOLISM AND DRUG ABUSE; AND~~

~~(II) THE ACTION OR CONDITION OF THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE HAS NOT CAUSED INJURY TO ANY PERSON WHILE THE LICENSED PRACTICAL NURSE OR REGISTERED NURSE IS PRACTICING LICENSED PRACTICAL NURSING OR REGISTERED NURSING.~~

~~(3) (2) A NURSING STAFF AGENCY IS NOT REQUIRED UNDER THIS SUBSECTION TO MAKE ANY REPORT THAT WOULD BE IN VIOLATION OF ANY FEDERAL OR STATE LAW, RULE, OR REGULATION CONCERNING THE CONFIDENTIALITY OF ALCOHOL AND DRUG ABUSE PATIENT RECORDS.~~

(G) (1) SUBJECT TO THE PROVISIONS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE, THE BOARD MAY IMPOSE A PENALTY OF UP TO \$2,000 FOR A VIOLATION OF ANY PROVISION OF THIS SECTION.

(2) EACH DAY A VIOLATION CONTINUES IS A SEPARATE VIOLATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

May 26, 1992

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, Maryland 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 562.